

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office AUG 23 1991

Returned to applicant for correction _____

Corrected application filed _____ Map filed AUG 23 1991

The applicant Thomas Achurra

Waysack of Elko

Street and No. or P.O. Box No.

City or Town

Nevada 89801 hereby make ^s application for permission to change the

State and Zip Code No.

Point of Diversion of a portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 41509

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right in Decree.

1. The source of water is Underground

Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 1.2 cfs

Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation and Domestic

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Irrigation and Domestic

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30, T 33 N, R 57 E,

Describe as being within a 40-acre subdivision of public survey and by course and

MDB&M., at a point from which the NW corner of said Section 30 bears N 82°
distance to a section corner. If on unsurveyed land, it should be stated.

58' 00" W, 1971.25 feet.

6. The existing permitted point of diversion is located within NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30, T 33 N,

If point of diversion is not changed, do not answer.

R 57 E, MDB&M., at a point from which the NW corner of said Section 30 bears

N 54° 28' 48" W, 1346.34 feet.

7. Proposed place of use NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30, T 33 N, R 57 E, MDB&M.

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use Same as Above

Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.

Month and Day

Month and Day

10. Use was permitted from January 1 to December 31 of each year.

Month and Day

Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

specifications of your diversion or storage works.) Well, Pipelines, Ditches and Sprinkler

State manner in which water is to be diverted, i.e. diversion structure,

System.

ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$20,000

13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

HIGH DESERT Engineering, Agent

By s/ Robert E. Morley

Robert E. Morley

515 South Fifth Street

Elko, NV 89801

Compared am/jv cl/cmg

Protested 12/6/91 by Marilyn Tipton: Gregory E Cheryl M Pyatt: 12/12/91 by Robert D Black & Susan Jane Black:

Pro. Overruled 2/21/96

Ruling NO. 4302

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 41509 is issued subject to the terms and conditions imposed in said Permit 41509 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 41509 and 56696 shall not exceed 195.19 acre-feet annually.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

Only one residence is allowed to be served by this well.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to

exceed 1.2 cubic feet per second and not to exceed a yearly duty of 3.0 acre-feet per acre of land irrigated from any and/or all sources, but not to exceed 137.78 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before July 23, 1996

Proof of completion of work shall be filed before August 23, 1996

Application of water to beneficial use shall be made on or before July 23, 1997

Proof of the application of water to beneficial use shall be filed on or before August 23, 1997

Map in support of proof of beneficial use shall be filed on or before August 23, 1997

Completion of work filed _____

Proof of beneficial use filed _____

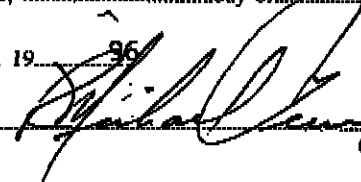
Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 25th day of April

A.D. 19 96


State Engineer